IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

BRIAN RANDALL : CIVIL ACTION

:

٧.

:

OFFICER REYNOLDS, OFFICER GRAHAM, OFFICER PALMER, OFFICER SMITH, and OFFICER LICIARDELLO

NO. 04-3983

ORDER

AND NOW, this 27th day of April, 2006, it appearing that:

- a. by Order of September 24, 2004, the court granted as unopposed defendants' motion to consolidate this action with Civil Action 04-1081 and directed that Civil Action No. 04-3983 be closed for statistical purposes; and
- b. a civil jury trial was held in this matter, which concluded with a jury verdict on January 20, 2006.

It is therefore **ORDERED** that:

- 1. Paragraph 1 of this court's Order of September 24, 2004, consolidating Civil Action No. 04-3983 with Civil Acton No. 04-1081 is **VACATED**.
- 2. In accordance with jury interrogatories dated January 20, 2006, it appearing that the jury found plaintiff, Brian Randall, failed to prove by a preponderance of the evidence that:
 - defendants Officer Reynolds, Officer Smith and Officer Liciardello, arrested him without probable cause in violation of the Fourth Amendment to the United States Constitution; and
 - b. defendants Officer Reynolds, Officer Smith and Officer Liciardello, maliciously initiated prosecution against him in violation of the Fourth Amendment to the United States Constitution,

CIVIL JUDGMENT is entered in Civil Action No. 04-3983 in favor of defendants Reynolds, Smith and Liciardello and against plaintiff, Brian Randall.¹

/s/ Norma L. Shapiro

S.J.

¹Defendants Jeffrey Walker, Lewis Palmer, and Louis Cujdik were dismissed at time of trial.